

IN THE HIGH COURT OF JUDICATURE AT BOMBAY

ORDINARY ORIGINAL CIVIL JURISDICTION

WRIT PETITION NO. 1799 OF 2006

Prof. Dr. Indra Bahadur Singh Petitioner

vs.

Principal, Ramaniranjan Jhunjhunwala College,
Ghatkopar & ors. ... Respondents

Mr. C. K.Thomas for petitioner

CORAM: D. G. KARNIK J.

DATE: 17 /7/2006

P.C.:

1. Heard counsel for the petitioner.
2. By this petition the petitioner challenges the judgment and order dated 18th January 2006 passed by the Presiding Officer, Mumbai University and College Tribunal, confirming the termination of the services of the petitioner. An enquiry was held against the petitioner into the misconduct of submitting a false and fake certificate to show that the petitioner was Doctor of Literature (D.Lit) in the faculty of Humanities, of Ranchi University.
3. In the enquiry the petitioner was found guilty and the certificate was found to be false and fake. The petitioner challenged the order of termination before the College Tribunal. The tribunal found that the enquiry was proper. The College

Tribunal held that the finding recorded by the enquiry officer about the guilt of the petitioner was proper and possible. The petitioner was guilty of misconduct involving moral turpitude and therefore punishment by way of termination of service was also found to be just and proper. Even before me it is not disputed that the petitioner had not passed D.Lit examination. Learned counsel submitted that the petitioner himself was a victim of fraud played by Dr. Tiwari of Ranchi University. No satisfactory evidence about alleged fraud committed on the petitioner by Dr. Tiwari was adduced.

4. Finding of fact recorded by the enquiry officer and confirmed by the College Tribunal that the petitioner had submitted a false and fake certificate of D. Lit. and that the petitioner was guilty of misconduct involving moral turpitude is not in any way perverse. In the circumstances the petition is rejected summarily.

(D. G. KARNIK J)